## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.

: 10/551.839

Confirmation No. : 4231

First Named Inventor

Akiyasu NOZUE et al.

Filed

June 20, 2006

TC/A.U.

4171

Examiner

Thomas C. Diaz

Docket No.

080306.56872US

Customer No.

23911

Title

: Rotation Mechanism for Construction Machine and Method

of Measuring Backlash in the Mechanism

## RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement dated June 19, 2008 Applicants hereby elect Group I, claims 1-4, which the Examiner alleges is drawn to a swing mechanism. Applicants reserve their right to file a divisional application directed toward the non-elected claims.

If there are any questions regarding this amendment or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #080437.56872US).

Respectfully submitted,

July 21, 2008

Registration No. 32,169

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JDS:njr